

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE JOINT APPLICATION	)	
OF VERIZON DELAWARE INC., AND FRANCE	)	
TELECOM CORPORATE SOLUTIONS, LLC, FOR	)	
APPROVAL OF AN INTERCONNECTION AGREEMENT	)	PSC DOCKET NO. 03-540
PURSUANT TO SECTION 252(e) OF THE	)	
TELECOMMUNICATIONS ACT OF 1996	)	
(FILED DECEMBER 18, 2003)	)	

**ORDER NO. 6379**

**APPROVAL OF RESALE AGREEMENT**

**A. INTRODUCTION**

1. On December 18, 2003, Verizon Delaware, Inc. ("Verizon"), and France Telecom Corporate Solutions, LLC, filed a Resale Agreement (the "Agreement"). The parties seek approval of the Agreement under 47 U.S.C. § 252(e)(1). All of the terms of the Agreement are the result of negotiations between the parties. Under 47 U.S.C. § 252(e)(2)(A), the Commission may reject a negotiated agreement only if it finds that:

- (a) the agreement discriminates against a telecommunications carrier not a party to the agreement; or
- (b) the implementation of such agreement is not consistent with the public interest, convenience, and necessity.

2. The Commission provided notice of the request for approval and solicited comments on the Commission's website. Only the Commission Staff filed comments. Staff concluded that the Agreement

does not appear to discriminate against telecommunications carriers who are not parties to the Agreement and, with some prior assurances, does not appear to be inconsistent with the public interest, convenience, and necessity. Staff urged approval subject to the condition that the parties seek approval of any later changes.

**B. FINDINGS AND OPINION**

3. After consideration at its meeting on March 16, 2004, the Commission has concluded that there is no basis for finding that the Resale Agreement discriminates against any telecommunications carrier not a party to the Agreement or that implementation of the Resale Agreement would not be consistent with the public interest, convenience, and necessity. No person has requested that the Resale Agreement be rejected or presented any reason for rejection. Therefore, the Commission concludes that the tendered Resale Agreement should be approved, subject to the conditions set forth below.

**C. ORDER**

**Now, therefore,** this 16th day of March, 2004, **IT IS ORDERED:**

1. That, subject to the conditions set forth in this Order, the Resale Agreement presented by Verizon Delaware Inc., and France Telecom Corporate Solutions, LLC, on December 18, 2003, is approved under the provisions of 47 U.S.C. § 252(e)(2)(A).

2. That, pursuant to the provisions of 47 U.S.C. § 252(h), the Resale Agreement between Verizon Delaware Inc., and France Telecom Corporate Solutions, LLC, shall be made available for public inspection and copying.

3. That, pursuant to the provisions of 47 U.S.C. § 252(i), Verizon Delaware Inc., shall make available any interconnection, service, or network element provided under the above Resale Agreement to any other requesting telecommunications carrier upon the same terms and conditions as provided in the Resale Agreement.

4. That Verizon Delaware Inc., and France Telecom Corporate Solutions, LLC, shall promptly notify the Commission of the nature and terms of any changes to be made to the Resale Agreement either by further agreement of the parties, by operation of the terms of the present agreement, or by changes in any referenced tariffs.

5. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae  
Chair

/s/ Joshua M. Twilley  
Vice Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Donald J. Puglisi  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

ATTEST:

/s/ Karen J. Nickerson  
Secretary